

Marine Power & Equip.
6701 Fay

LDW
0521
06/16/1983

RECEIVED

DEPARTMENT OF CONSTRUCTION AND LAND USE

NOTICE OF VIOLATION

Seattle Municipal Code

JUN 21 1983

WILSON SOUND AIR POLLUTION
CONTROL AGENCY

June 16, 1983

Marine Power & Equipment Company
c/o Martin J. Durkan
1441 N. Northlake Way
Seattle, WA 98103

Subject: Premises known as 1341 - 1455 N. Northlake Way
legally described as:

Lots 8 through 18 of Block 100 and Lots 1 through 9 and northwesterly
1/2 of Lot 10 of Block 101 Lake Union Shorelands.

Waterway #21, North Shore of Lake Union.

State of Washington, Department of Natural Resources, Lease No. 9507

That portion of the bed of Lake Union, owned by the State of Washington, situate in front of, adjacent to, or abutting upon Lots 8 to 13, inclusive, Block 100, Lake Union Shore Lands, lying between the westerly line of said Lot 8, and the southeasterly line of said Lot 13, both produced southerly, and northerly of a line running parallel with and 150 feet southerly of the southerly line of said Block 100. Said Block 100 being as shown on the official maps of Lake Union Shore Lands on file in the office of the Commissioner of Public Lands at Olympia, Washington

State of Washington, Department of Natural Resources, Lease No. 9171

That portion of the bed of Lake Union, owned by the State of Washington, situate in front of, adjacent to, or abutting upon Lots 7, 8 and 9, the southeasterly one-half of Lot 6 and the northwesterly one-half of Lot 10, Block 101, Lake Union Shore Lands, lying between the produced northwesterly line of said southeasterly one-half of Lot 6 and the produced southeasterly line of said northwesterly one-half of Lot 10, and northeasterly of a line running parallel with and 100 feet distant southwesterly of the southwesterly line of said Block 101.

Said Block 101 being as shown on the official maps of Lake Union Shore Lands on file in the office of the Commissioner of Public Lands at Olympia, Washington.

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State of Washington, Department of Natural Resources, Lease No. 10539

That portion of the bed of Lake Union, owned by the State of Washington, situate in front of Lots 1 and 2, Block 101, Lake Union Shore Land, lying between the northwest line of said Lot 1, and the southeast line of said Lot 2, both produced southwesterly and northeasterly of a line drawn parallel with and 100 feet distant southwesterly, as measured at right angles from the southwesterly line of said Block 101, said Block 101 being as shown on the official maps of Lake Union Shore Lands on file in the office of the Commissioner of Public Lands at Olympia, Washington.

State of Washington, Department of Natural Resources

That portion of the bed of Lake Union, owned by the State of Washington, situate in front of, adjacent to, or abutting upon Lots 3, 4, 5, the southwesterly one-half of Lot 6, and northeasterly of a line running parallel with and 100 feet distant southwesterly of the southwesterly line of said Block 101.

Said Block 101 being as shown on the official maps of Lake Union Shore Lands on file in the office of the Commissioner of Public Lands at Olympia, Washington.

State of Washington, Department of Natural Resources

Waterway #21, North Shore of Lake Union

That portion of the bed of Lake Union, owned by the State of Washington and entitled Waterway #21 adjacent to and abutting upon that leased portion of the bed of Lake Union outboard of Lots 1 and 2, Block 101, Lake Union Shore Land, identified as DNR LEASE NO. 10539 and adjacent to and abutting upon that leased portion of the bed of Lake Union outboard of Lots 8 to 13, inclusive, Block 100, Lake Union Shore Lands, identified by DNR LEASE NO. 9507 and bounded on the northwest by a straight line connecting the outboard corners of Lot 1, Block 101 and Lot 13, Block 100 and on the Southeast by a straight line connecting the outboard corners of that portion of the bed of Lake Union identified as DNR LEASES NO.'S 10539 and NO. 9507.

Said Blocks 100 and 101 being shown on the official maps of Lake Union Shore Lands on file in the office of the Commissioner of Public Lands at Olympia, Washington.

As a result of a recent inspection, notice is hereby given that the subject property and/or person(s) responsible for that property are in violation of the Seattle Municipal Code, Section(s) 24.60.290, and 24.60.420. CORRECTIVE ACTION BY THE DESIGNATED PERSONS IS REQUIRED NO LATER THAN July 18, 1983.

The specific violation and corrections are as follows:

Remove all development located in conservancy Natural (CN) environment.

The following paragraphs provide information on complying with this violation notice and procedures for appealing our determination.

1. The Municipal Code provides that any party affected by a Notice of Violation may request a hearing before a Department Hearing Officer for reconsideration of this notice. The request must be in writing, and filed with the Director no later than twenty (20) days following service of this notice, and contain the following:
 - (a) A brief statement as to how the appellant is significantly affected by or interested in the reconsideration.
 - (b) A brief statement containing explicit exceptions and objections with regard to the Notice of Violation.
 - (c) The requested relief from the notice such as withdrawal or modification.
 - (d) The signature, mailing address and telephone number of the appellant. In the event there are numerous appellants, the request for reconsideration shall designate the single representative to be contacted.

NOTE: Requests for extension of the compliance date do not require a hearing. See Item #4.

2. If no request for reconsideration is received, the notice shall become a final order of the Director. A copy of the final order will be filed with the Department of Records and Elections of King County.
3. Any actions involving construction, demolition, or change of use are regulated by City Codes and Ordinance, and must be covered by the proper permits. Information on permits may be obtained at the Application Intake Center on the 5th Floor of the Municipal Building, or by call 625-2293. Please bring this document with you when applying for any permits.
4. The date set for compliance with a final order takes precedence over work completion dates specified in any permit(s) and will be subordinate only to written extensions of the order. REQUESTS FOR EXTENSIONS MUST BE RECEIVED IN WRITING NOT LATER THAN FIFTEEN (15) DAYS PRIOR TO THE DATE SET FOR COMPLIANCE.
5. Any person failing to comply with a final order within the time specified shall be subject to a cumulative penalty as provided by law.

Because a decision has not been made yet on the designation of a portion of this submerged land from Conservancy Management to Urban Stable/Lake Union, we are not citing illegal boat marine repair, dismantling, and construction activity in

the current Conservancy Management environment. However, if this designation is denied, a separate violation notice will be issued for marine repair construction, and dismantling activity within the Conservancy Management environment.

An inspection will be made on approximately the date set for compliance to determine if the corrections have been made. If you have questions, or have completed the work and desire an inspection prior to the reinspection date, please call Edward W. Schein at 625-2781.

Sincerely,

WILLIAM J. JUSTEN, P.E.
Director

Edward W. Schein

By
EDWARD W. SCHEIN
Shoreline Compliance Manager
Land Use Division

EWS:wp

cc: Bruce Klein
Dave Pierce
Bill Katzloric
Barbara Smith
C. E. Primrose
Ron Busby
Kaz Fujita
Elizabeth Edmonds
Lieutenant Holder